



## PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: **Mail****Mail Stop ISSUE FEE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
(571) 273-3885**or **Fax**

**INSTRUCTIONS:** This form should be used for transmitting the **ISSUE FEE** and **PUBLICATION FEE** (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance flow will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address, and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Please Use Block 1 for any change of address)

20350 7590 07/14/2005

**TOWNSEND AND TOWNSEND AND CREW, LLP  
TWO EMBARCADERO CENTER  
EIGHTH FLOOR  
SAN FRANCISCO, CA 94111-3834**

10/14/2005 TBESHAHE 0000004E 201430 10785503

01 FC:1501 1400.00 DA

02 FC:1504 300.00 DA

03 FC:000 APPLICATION \$0.00 FH

**Note:** A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

## Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (571) 273-3885, on the date indicated below.

**Nancy Pizzo** (Depositor's name)  
**Nancy Pizzo** (Signature)  
**13 October 2005** (Date)

FILED DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/785.503	James Joyce	018468-000650US	9888

TITLE OF INVENTION: CRYOSURGICAL FLUID SUPPLY

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	YES	\$200 1400	\$300	\$2000-1700	10/14/2005
EXAMINER		ART UNIT	CLASS-SUBCLASS		
GIBSON, ROY DEAN		3739	606-021000		

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.153).  
☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.  
☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 01-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

(1) the names of up to 3 registered patent attorneys or agents OR, alternatively,  
(2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no notice will be printed.

Townsend&amp;Townsend&amp;CrewLLP

Mark D. Barrieh

3

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THIS PATENT (print or type)

**PLEASE NOTE:** Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

CryoVascular Systems, Inc.

(B) RESIDENCE: (CITY AND STATE OR COUNTRY)

Los Angeles, CA (US)

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

4a. The following fee(s) are enclosed:

- ☒ Issue Fee  
☐ Publication Fee (No small entity discount permitted)  
☒ Advance Order - # of Copies 10

4b. Payment of Fee(s):

- ☐ A check in the amount of the fee(s) is enclosed.  
☐ Payment by credit card. Form PTO-2038 is attached.  
☒ The Director is hereby authorized, by charge the required fee(s), or credit any overpayment, to Deposit Account Number 21-1430 (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

☐ a. Applicant claims **SMALL ENTITY** status. See 37 CFR 1.27.☒ b. Applicant is no longer claiming **SMALL ENTITY** status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to not apply any previously paid issue fee to the application identified above.

**NOTE:** The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent, or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature Mark D. BarriehDate 13 October 2005Typed or printed name Mark D. BarriehRegistration No. 36,443

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 42 and 37 CFR 1.14. This collection is estimated to take 14 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comment on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.**

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.



Atty Docket No. 018468-000650US

FAX NO.:

571-273-2885

ATTENTION:

Examiner Roy D. Gibson

Group Art Unit 3739

OFFICIAL COMMUNICATION  
FOR THE PERSONAL ATTENTION OF  
**MAILSTOP ISSUE FEE**

**CERTIFICATION OF FACSIMILE TRANSMISSION**

I hereby certify that the following documents in re Application of JAMES JOYE et al.

Application No. 10/785,503 Filed February 23, 2004

for CRYOSURGICAL FLUID SUPPLY

are being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Number of pages being transmitted, including this page: 3

Dated: 13 October 2005

  
Nancy PizzoDocuments Attached

1. PTOL-85 Part B - Fee(s) Transmittal
2. Communication under 37 C.F.R. § 1.27(g)(2) - Removal of Small Entity Status

**PLEASE CONFIRM RECEIPT OF THIS PAPER BY  
RETURN FACSIMILE AT (415) 576-0300**

TOWNSEND and TOWNSEND and CREW LLP  
Two Embarcadero Center, Eighth Floor  
San Francisco, CA 94111-3834  
Tele: 650-326-2400  
Fax: 650-326-2422

0269 60610123 v1



13.2005 5:06PM TTC-PA 650-326-2422

NO.173 P.3

I hereby certify that this correspondence is being Facsimile  
transmitted to the U.S. Patent and Trademark Office at the  
following Fax No.: 1-571-273-2885

PATENT

Docket No.: 018468-000650US

Customer No. 20350

on 13 October 2005

TOWNSEND and TOWNSEND and CREW LLP

By: Nancy P. Papp  
Nancy P. Papp

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

JAMES JOYE et al.

Application No.: 10/785,503

Filed: February 23, 2004

For: CRYOSURGICAL FLUID SUPPLY

Confirmation No. 9888

Examiner: Roy D. Gibson

T.C./Art Unit: 3739

**COMMUNICATION UNDER  
37 C.F.R. §1.27(g)(2) - REMOVAL  
OF SMALL ENTITY STATUS**

Mailstop: Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to MPEP §509.03(VII) - Removal of Status, Applicants hereby provide notification to the Office in the form of a specific written assertion of a change in status resulting in loss of entitlement to small entity status. Accordingly, Applicants request removal of small entity status

Respectfully submitted,

Mark D. Barrish  
Reg. No. 36,443

TOWNSEND and TOWNSEND and CREW LLP  
Two Embarcadero Center, Eighth Floor  
San Francisco, California 94111-3834  
Tel: (415) 576-0200 / Fax: (415) 576-0300  
MDB:map  
60810071 v1